

**PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q88095

Takahiro KITAHARA, et al.

Appln. No.: 10/540,549

Group Art Unit: 1796

Confirmation No.: 6717

Examiner: HENRY S. HU

Filed: June 24, 2005

For: FLUOROPOLYMER AND COMPOSITION THEREOF

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Non-Compliant Amendment dated June 18, 2008.

The Notice indicates that the Amendment filed May 5, 2008 is non-compliant because all of the newly amended as well as newly added claims are said to be directed to an invention different from that originally presented for prosecution on the merits.

In response, the undersigned notes that independent product claim 12 still remains, which is directed to the same invention as originally presented for prosecution. This was confirmed by Examiner Hu in a telephone conference of June 20, 2008 with the undersigned.

Accordingly, it is respectfully submitted that the Notice of Non-Compliant Amendment dated June 18, 2008 is in error and should be withdrawn.

**Interview Statement:**

In a telephone conference of June 20, 2008 with Examiner Hu, the undersigned noted that independent product claim 12 still remains. Examiner Hu suggested that Applicants file a paper

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pointing out that independent product claim 12 remains, which would then allow the Examiner to issue a new Office Action where the newly method claims would be withdrawn from consideration as being directed to a non-elected invention.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: July 18, 2008